

What do you want? If it is a good local paper, you will get it here.

The Utah County Democrat.

Do people know you are out? If not, tell them in these columns.

VOL. I.

PROVO CITY, UTAH, WEDNESDAY, SEPTEMBER 21, 1898.

NO. 7.

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Beautiful Display

OF FALL AND WINTER

MILLINERY

Mrs. H. W. Davis,

WEDNESDAY

THURSDAY

September 21-22.

Cheapest and most stylish millinery in town. Everybody invited to see her line of pattern hats and bonnets.

FOURTH DISTRICT.

PROCEEDINGS IN THE FOURTH DISTRICT COURT.

What Judge Dusenberry Has Been Doing Since Our Last Issue.

MONDAY.

The estate of Niels Nelson, deceased, was set for hearing on October 3d.

The case of the State vs. Cragan came up on demurrer. Demurrer was allowed and State took exception.

The case of Marwich vs. Agricultural Society came before the court on motion to set aside and vacate judgment. The motion was denied and defendant takes exception.

The motion to quash summons in the case of A. H. Raleigh vs. Utah county was granted.

The case of Armitstead vs. Pierport & Heaton came before the court on motion to dissolve injunction. The motion was denied and restraining order was made permanent by order of the court.

T. E. Thurman was sworn in as bailiff.

The case of Thomas Enis, charged with housebreaking at American Fork, came before court and was tried before a jury of eight. The jury found him guilty of the offense as charged.

The sale of the real estate of Wm. Wignall was approved.

The case of Lucian Hinckley et al. vs. Peay was set for trial on September 26.

Monday afternoon the case of John Hunter came up to be heard. The defendant in this case was charged with housebreaking at American Fork, it having been alleged that he was the accomplice of Thomas Enis who was tried and convicted on the same information. He was tried before a jury of eight, who rendered a verdict of not guilty.

The case of T. J. Wadsworth vs. John Woodhouse came before the court on writ of prohibition. Defendant's motion to dissolve was sustained.

TUESDAY.

The case of Wm. B. Slick vs. R. G. W. R. company was set for trial on Sept. 27, 1898.

Thomas Enis, who was found guilty of housebreaking, appeared in court Tuesday morning represented by his counsel and ready for sentence. The court sentenced him to ten months imprisonment in the penitentiary.

The case of the State against Zanes Partridge, wherein the defendant is charged with housebreaking, it was ordered by the court that H. S. Partridge be brought as a witness in the case.

The case of Zanes Partridge was called up the second time Tuesday morning. D. D. Houtz was appointed counsel for defendant and a jury of eight impaneled, viz.: A. W. Miller, Benjamin Bates, Harvey McCord, Wm. F. Gurney, John N. Strong, James Goodall, Wm. D. Roberts, Jr., and Alfred Dunkley.

Application for letters of administration was filed in the matter of the estate of Wm. Holt, deceased.

The peace officials report today (Tuesday) that the jail is empty, except for the cook.

The case of Hyrum Hatton, charged with adultery with Julia Felker, alleged to have been committed on October 10, 1897, came before the court Tuesday afternoon. The defendant was the assistant engineer at the asylum and Mrs. Felker was working in the laundry department. He is a Provo man and she was a married woman, and her husband was at that time an inmate at the asylum. The evidence tended to show that he had access through the roof to her room; they had been seen walking arm in arm through the corridors and in the orchard. There was no direct evidence to show they had had sexual intercourse. At the conclusion of the evidence for the State, the defense moved to instruct the jury to render a verdict of not guilty, for the reason that the evidence was not sufficient to justify a verdict of guilty. The court held that while the parties were guilty of indiscretion there was no evidence to prove them guilty of the offense charged. Jury rendered a verdict of not guilty.

The indictment against Mrs. Felker was dismissed on the grounds that the same evidence would be brought up in her case as in the Hatton case.

The case of Zanes Partridge, charged with housebreaking. It was alleged in the indictment that the defendant entered the store of Elias Garder of Indianapolis on the 28 of May, 1896, while the owner was away, and took between 15 and 20 dollars. The evidence

brought out did not show that he was the person who had entered the store nor was any money found on him. Therefore the jury returned a verdict of not guilty.

Partridge's brother, who was also an accomplice with him at Indianapolis, is now serving a term in the penitentiary for housebreaking on another charge.

WEDNESDAY.

In the case of the State of Utah vs. Heber Bates, charged with fornication, the defendant was discharged on motion of the county attorney, it appearing that the parties in interest have married and are living together.

The case of the State of Utah vs. John Hanson was continued for the term.

In the case of Clark vs. Clark, decree of divorce was entered by default.

The case of the State of Utah vs. Bowen, being an appealed case of assault from Spanish Fork, is on trial this afternoon before a jury consisting of John W. Blackett, Jr., H. W. Barnett, Jas. G. Haws, Wm. F. Gurney, Benjamin Bates, A. W. Miller, Geo. B. Montague and James Goodall. A motion to dismiss was overruled.

CONFERENCE.

Cheap Rates via Rio Grande Western Railway.

For the annual conference of L. D. S. at Salt Lake City, October 5 to 9, inclusive, and the Elsteddoff at Salt Lake City, October 5, 6 and 7. The R. G. W. will make a rate of \$1.00 from Provo to Salt Lake City and return.

Selling dates October 5 to 9, inclusive; limited to October 15.

Fine new chair cars and first-class coaches run on all trains. Four fast trains each way daily.

F. Fouts, Agent.

A School Organ.

The students of the B. Y. academy met en-mass Tuesday evening to consider the proposition of beginning a school paper this year. A report of last years business manager showed that the paper, "The White and Blue," was an entire success in every way, in fact, some money is now in the treasury and a considerable amount uncollected. The sentiment ran high in favor of another school organ this year. Committees from each class were appointed to canvass their respective classes to ascertain as nearly as possible the number of students that will subscribe and report next meeting, Tuesday evening. In this way the financial outlook will be approximately found out, which will give certainty to future proceedings.

Martin-Moore Case.

Another chapter was added to the famous Martin-Moore case last Saturday evening when certain words passed between Mrs. Edith Martin and Miss Rose Moore, at the conclusion of which the latter struck Mrs. Martin over the head with an umbrella. The matter was concluded in the city justice court Monday morning, when Miss Moore answered to a charge of battery preferred by Mrs. Martin. Miss Moore pleaded guilty to the charge and Justice Noon, with his customary sense of propriety, suspended sentence. We hope this is the last time that we shall be compelled to record an event in the history of this most unfortunate and lamentable trouble.

The Grand Central.

President and Manager Holbrook of the Grand Central, went to Provo Saturday, after paying a visit of several days to the mine. Mr. Holbrook says that a contract for a new hoist and compressor will be let at once, but that it will take four or five months to build the engine. Steam will be used at first, but the company will be able to change to electric power, if it is deemed advisable. The mine shipped 39 cars of ore during the last seven days and on Saturday declared the usual monthly dividend of \$31,250. The reserve fund is being rapidly augmented, and after the new plant is paid for, knowing ones predict an increase of dividends.—Tintic Miner.

To the Democrats of Provo Precinct.

Notice is hereby given that there will be a mass-primary of the Democratic voters of Provo precinct held at the county court house in Provo City on Thursday, Sept. 22, 1898, at 8 o'clock p.m. for the purpose of nominating one justice of the peace and one constable for Provo precinct, to be voted for at the election to be held on Nov. 8, 1898, and for the perfecting of the organization of the precinct committee, and for the transaction of such other business as may properly come before said meeting.

By order of the Democratic Precinct Committee.

T. E. THURMAN, Chairman.

THE MAXWELL CASE.

THE SPRINGVILLE BANK ROBBER GETS 18 YEARS.

Judge Dusenberry Hands Him Down What He Needs—He Talks About an Appeal.

The case of the State of Utah vs. C. L. Maxwell came before Judge Dusenberry Monday. The defendant's history is pretty well known, having been the topic of much newspaper comment since the bank robbery at Springville last spring, committed by this defendant and colleague, Pearson, who was killed at that time. Much interest has been evinced by the public in this case because of the character of Maxwell, upon which some light has been shed by the efforts of Sheriff Storrs to learn his past history; because of his nice workmanship, in constructing pistols, which were counterparts of real ones; and finally, because of the literary project lately began of writing his autobiography.

When he entered the courtroom handcuffed and escorted by the sheriff, every eye was turned with scrutinizing gaze upon him, but not one bit of discomfort was evident. After some preliminary business the following jurors were sworn in: A. W. Miller, C. D. Glazier, Daniel Williams, J. H. Newman, James G. Haws, Samuel Ashby, W. C. Brown and Alfred Dunkley.

A. O. Packard was the first witness called. He testified that he was cashier in the Springville bank; that at 10 a.m., on the 28th of last May the defendant in company with the man that was killed in Hobble Creek entered the bank, drew revolvers upon him and took away \$2,376; and that \$1,825 of the same was recovered.

J. M. Whitmore testified that he was present at the time Maxwell was arrested, which was about an hour and a half after the robbery, and saw him searched by Wm. Clyde, who found \$1,625, which was delivered to Dr. Dunn.

Sheriff Storrs testified to receiving Maxwell in his custody on May 28, 1898, and that Maxwell had related to him the manner in which the robbery had been committed.

This closed the evidence for the prosecution and the defense refused to offer any evidence on the ground that the jury was not composed of twelve jurors.

After a brief argument by the county attorney and instruction by the court the jurors retired, bringing in, after an hour's deliberation, a verdict of guilty.

About 9 o'clock Maxwell was called forward to receive sentence. When asked if he had any legal reason why sentence should not be imposed upon him, he replied, "no sir."

Judge Dusenberry then sentenced him to 18 years in the State penitentiary.

This sentence imposed upon Maxwell by Judge Dusenberry is strictly in accordance with public sentiment and thoroughly demonstrates the fact that the law cannot be disregarded with impunity.

Maxwell was taken to the State prison Monday afternoon by Sheriff Storrs.

A DEMOCRAT man interviewed Maxwell in the county jail Monday afternoon before sentence. He seemed reasonably resigned to his fate and said he expected at least 20 years. He, however, said that an appeal might be taken to the Supreme court. He refused to allow inspection of his book which he said would be put into the hands of his attorney, Judge Warner.

Producers of fruit and vegetables cannot do better than to call on C. F. Decker & Co., Provo, with their consignment of products. They are foremost in their line.

TINTIC.

The Great Mining District of the West.

The Rio Grande Western will run another of their popular mining excursions to that district on Sunday, September 25. Special train will leave Provo at 9:25 a.m., and the round trip rate to any Tintic point will be \$1. On the excursion will be the principal mine owners and investors in Utah, and advantages will be given to visit all of the great mines of the district. Don't forget this excursion, as it will probably be the last one of the season. You will enjoy yourself in looking over Tintic mines and visiting old friends in that section.

An Athletic Organization.

Tuesday evening the students of the B. Y. academy met to effect an athletic organization. There was a great number of students present which evidenced the sentiment in the movement. Prof. John C. Swenson called the students to order. After considerable discussion as to whether or not the former constitution was in effect now or not, it was decided to be void. Mr. Swenson then explained the object of the meeting; being to effect an athletic organization which would control the athletic activities of the school.

The following officers were chosen on temporary organization: President, B. C. Call; vice-president, Wm. Hughes; secretary, Claude King.

A committee on constitution and by-laws was appointed by the president consisting of T. C. Hoyt, B. H. Miller, A. N. Leonard, Miss Mamie Gates and Prof. Swenson.

Meeting then adjourned until next Friday at 4 o'clock, at which meeting the committee on constitution and by-laws will make their report and a permanent organization effected.

This movement on the part of the students is indeed a good one, and much good as well as enjoyment will result from it. Baseball and football teams will be organized immediately and put in the field. The students last year furnished material that had no equal in the State, and with some of the last year's timber, well seasoned now, they feel confident that they will be able to make any football team in the State back down. Prof. J. C. Swenson is very enthusiastic and is well prepared for the superintendency of the athletic sports, having taken a course while at the Leland Stanford university. The movement undoubtedly will be a success.

Another Mock Gun.

A prisoner in the Salt Lake county jail named John Thompson has followed the example of our own Maxwell by manufacturing a mock revolver and had it not been for the information of a trusty might have held up the jailer and effected his escape. The gun is said to be very much like the one made by Maxwell and is described by the Tribune as follows:

"It was an ingenious contrivance and so closely resembled the genuine article that it would have completely deceived one who did not know that it was an imitation. The barrel, stock, trigger and hammer were carved out of wood, and all were covered over with tinfoil, so as to appear at first sight to be made of steel. The cylinder was made of soap, and it, too, was covered with tinfoil. In the dim light of the jail corridors the gun would have deceived nine out of ten people."

Mining Locations.

Notice has been filed in the office of the county recorder of the location of the Tunnel Site mining claim, situated in North Tintic Mining district, northeast of Eureka. Location is made by the R. G. W. Mining company.

George F. Hicks located the Lulu, situated in Lakeview mining district.

Pat Donnelly et al. located Emma Nos. 1 and 2, situated in North Tintic mining district.

THE LOCAL G. O. P.

THE DELEGATES ELECTED LAST NIGHT TO CONVENTION.

To Assist in Selection of the Unfortunate County Candidates Who Will be Slaughtered at the Polis.

The Republican primaries to elect delegates to the Republican county convention next Saturday were held in the various wards last evening. The delegates elected were as follows:

FIRST WARD.

Delegates: Peter Stubbs, S. S. Jones, J. J. Davies, W. H. Wilson, C. E. Thomas, Sarah Brereton, S. K. King, Mrs. Martha Stubbs, Joseph Farrer. Alternates: W. H. Dusenberry, M. H. Graham, W. K. Spafford, Mrs. S. S. Jones, Mrs. J. T. Farrer.

SECOND WARD.

Delegates: Frank Tucker, Al Daft, Mrs. Singleton, Chas. DeMoisy, A. C. Sorensen, Chas. H. Ward, John Peterson, Sidie Graham, T. H. Vincent, W. Brereton. Alternates: Henry Vincent, Walter Startup, John Daly, L. J. Milner, May A. Graham.

THIRD WARD.

Delegates: Eph Homer, W. K. Farrer, E. C. Hendrickson, Mrs. Mary Hill, Jas. Clyde, Mrs. W. K. Farrer, Myron Tanner, Lars N. Nelson, Alfred Harding, W. J. Taylor, Mrs. Bloomsterberg, Wilford Perry, D. O. Wald, Mrs. Adelbert Roberts, C. E. Bloomsterberg, J. A. Johnson, Thos. John, A. E. Buckler, Mrs. Ellen Homer. Alternates: Mrs. Lars N. Nelson, Jos. White, Daniel Ross, Mrs. D. O. Wald, Geo. Holladay, Caleb Tanner.

FOURTH WARD.

Delegates: John E. Booth, Andrew Watson, Newell Knight, R. J. Dugdale, Joseph B. Richmond, J. I. Dixon, Wm. J. Lewis, Miss Ella J. Stickney, Max Mary M. Boyden, Mrs. Barbara Hoover, Miss Josie Booth. Alternates: G. Powelson, Ralph A. Bullock, G. R. Stony, Mrs. M. J. Stickney, Mrs. F. H. Simmons.

FIFTH WARD.

Delegates: T. C. Hallett, Mary Boshard, J. W. Benn, Grace L. Cheever, T. H. Cluff, Geo. S. Taylor, Richard Brereton, Susa Y. Gates, D. J. Bennett, John Saxey, Jan B. Snyder, John G. Jones, T. T. Davis, Alex Gillespie, Sr. Alternates: J. E. Armitstead, Sophia A. Gee, Mrs. T. T. Davis, A. Gillespie, Jr., Louise M. McBride, John H. McEwan, John R. Houth.

Hotel Arrivals.

SUNDAY—D. C. Robbins, A. D. Hudson, J. B. Thompson, S. V. Trent, W. H. Follett, E. H. Sparks, Jr., Salt Lake; A. E. Clark, Brigham City; E. R. Lindsay, Hamburg, Missouri; M. W. Easign, Lisle, New York; John W. Helght, and nephew, Park City.

MONDAY—Joe Decker, Ogden; Geo. H. Champ, Logan; Ralph Merchon, Colorado Springs; A. L. Fitch, Omaha; A. W. Felt, Chicago; M. O. Broffett, Price; E. J. Kearnes, Gunnison; M. E. Callahan, J. T. O'Rourke, Salt Lake; Jos. E. Page, Payson.

TUESDAY—J. R. Stephen, Geo. Landsberg, E. E. Casady, J. N. Goodhue, R. S. Bradley, Salt Lake; C. K. Southworth, Castilla Springs.

Marriage Licenses.

Tuesday morning marriage license was granted William W. Sorenson, age 29, of Provo City, and Frances Scott, age 27, of the same place.

A marriage license was granted yesterday morning to Wm. T. Amos, age 29, and Ella Thurmond, age 23, both of Payson. The parties were married by Judge Dusenberry in chambers immediately after issuance of the license.

NEW FALL DRESS GOODS.

EVERYTHING COMPLETE IN TRIMMINGS.

Union Suits, Children's.....25c. and up
Vests and Pants, Ladies'.....15c. and up
Union Suits, Ladies'.....50c. and up
Men's.....40c. and up

A Great Line at Low Prices.
Agents for Butterick Patterns.

Irvine & Sons, Provo.

New Styles

New Prices

WE have a magnificent line of the latest thing in Novelties and Plain Colors at the LOWEST PRICES YET. We will sell you Novelties at 60 and 65 cents that you pay \$1.00 for. N. B.—On account of our exceptionally low prices this fall, we will discontinue giving tickets on SILVERWARE after October 1.